

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

LUTZ SURGICAL PARTNERS PLLC,
et al.,

Plaintiff,

v.

AETNA INC., *et al.*,

Defendants.

Civil Action No. 15-cv-2595-ZNQ-TJB

**NOTICE OF MOTION TO DISMISS
AMENDED COUNTERCLAIMS**

Filing Date: January 18, 2022

Motion Date: February 22, 2022

PLEASE TAKE NOTICE that on February 22, 2022, or as soon thereafter as counsel can be heard, Plaintiff, by and through the undersigned counsel, will move before the Honorable Zahid N. Quraishi, U.S.D.J., for entry of an Order pursuant to Fed. R. Civ. P. 12 granting Plaintiffs' Motion to Dismiss Amended Counterclaims.

PLEASE TAKE FURTHER NOTICE that in support of this Motion, Plaintiff will rely upon the Memorandum of Law in Support of Plaintiffs' Motion, and the Declaration of Andrew N. Goldfarb and all exhibits thereto.

PLEASE TAKE FURTHER NOTICE that Plaintiff submit herewith a Proposed Order pursuant to L. Civ. R. 7.1(c).

Dated: January 18, 2022

Respectfully submitted,

s/ John W. Leardi

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